



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

March 25, 2021

VIA ECF

Hon. Paul G. Gardephe
United States District Judge
United States District Court
500 Pearl Street
New York, New York 10007

Memo Endorsed: This application is granted. The conference currently scheduled for April 15, 2021 is adjourned to July 15, 2021 at 9:00 a.m.

SO ORDERED.

Paul G. Gardephe
United States District Judge

Dated: March 26, 2021

Re: Abdelrazik, et al. v. Wilkinson, et al., No. 21 Civ. 285 (PGG)¹

Dear Judge Gardephe:

This Office represents the government in this action in which the plaintiffs seek an order compelling U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate their Petition for Alien Relative (Form I-130) and Application to Register Permanent Residence or Adjust Status (Form I-485). On behalf of the government, I write respectfully to request an on-consent, ninety-one-day extension of the government’s time to respond to the complaint (*i.e.*, from March 29 to June 28, 2021). I also respectfully request an on-consent adjournment of the initial conference presently scheduled for April 15, 2021, to a date at least one week after the requested extended date for the government’s response to the complaint (*i.e.*, to July 6, 2021, or thereafter).

The extension and adjournment are respectfully requested because the government has scheduled an interview regarding the plaintiffs’ I-130 and I-485 on April 13, 2021. The requested extension will allow the April 13 interview to proceed and USCIS to determine what steps may be necessary with respect to the plaintiffs’ petition and application, or proceed to take adjudicative action, which could potentially render this case moot. This is the government’s first request to extend its time to respond to the complaint and second request to adjourn the initial conference. Plaintiffs’ counsel consents to these requests.

I thank the Court for its consideration of this letter.

Respectfully submitted,

AUDREY STRAUSS
United States Attorney

By: s/ Michael J. Byars
MICHAEL J. BYARS
Assistant United States Attorney
Telephone: (212) 637-2793
Facsimile: (212) 637-2786
E-mail: michael.byars@usdoj.gov

cc: Counsel of record (via ECF)

¹ Monty Wilkinson, Alejandro Mayorkas, and Tracy Renaud are automatically substituted for William Barr, Kevin McAleenan, and Ken Cuccinelli. *See* Fed. R. Civ. P. 25(d).